

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES  
PUBLIC HEARING  
AUGUST 5, 2002  
4:45 P.M.**

**(Ambulance Franchise Agreements)**

**Pursuant to notice duly advertised and posted, the Brunswick County Board of Commissioners conducted a Public Hearing on the above date at 4:45 p.m., Commissioners' Chambers, Public Assembly Building, County Government Center, Bolivia, North Carolina.**

PRESENT:                    Commissioner Donald E. Warren, Chairman  
                                 Commissioner May W. Moore, Vice Chairman  
                                 Commissioner David R. Sandifer  
                                 Commissioner Tom B. Rabon, Sr.  
                                 Commissioner William M. Sue

STAFF:                     Marty K. Lawing, County Manager  
                                 Steve Stone, Assistant County Manager  
                                 Huey Marshall, County Attorney  
                                 Mark Seagle, Assistant County Attorney  
                                 Debby Gore, Clerk to the Board  
                                 Margie Stephenson, Deputy Clerk  
                                 Lithia E. Brooks, Director of Fiscal Operations

**I. CALL TO ORDER**

Chairman Warren called the Public Hearing to order at 4:45p.m. and announced that the purpose of the Public Hearing was to receive public comments concerning the Ambulance Franchise Agreements.

**II. PUBLIC COMMENTS**

Chairman Warren asked if any members of the audience wished to address the Board concerning the Franchise Agreements.

There were no comments from the audience.

**III. ADJOURNMENT**

Commissioner Sue moved to adjourn the Public Hearing at 4:46 p.m. The vote of approval was unanimous.

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Donald E. Warren, Chairman

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Deborah (Debby) Gore, Clerk to the Board

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES  
PUBLIC HEARING  
AUGUST 5, 2002  
5:00 P.M.  
(Stormwater Management Manual)**

**Pursuant to notice duly advertised and posted, the Brunswick County Board of Commissioners conducted a Public Hearing on the above date at 5:00 p.m., Commissioners' Chambers, Public Assembly Building, County Government Center, Bolivia, North Carolina.**

PRESENT:                Commissioner Donald E. Warren, Chairman  
                              Commissioner May W. Moore, Vice Chairman  
                              Commissioner David R. Sandifer  
                              Commissioner Tom B. Rabon, Sr.  
                              Commissioner William M. Sue

STAFF:                    Marty K. Lawing, County Manager  
                              Steve Stone, Assistant County Manager  
                              Huey Marshall, County Attorney  
                              Mark Seagle, Assistant County Attorney  
                              Debby Gore, Clerk to the Board  
                              Margie Stephenson, Deputy Clerk  
                              Lithia E. Brooks, Director of Fiscal Operations

**I. CALL TO ORDER**

Chairman Warren called the Public Hearing to order at 5:03 p.m., and announced that the purpose of the Public Hearing was to receive public comments concerning the Stormwater Management Manual.

**II. PUBLIC COMMENTS**

Chairman Warren asked if any members of the audience wished to address the Board of the proposed amendment.

1. John Phillip Norris addressed the Board and congratulated them on the process and hard work accomplished so far. Mr. Norris further requested that the Board publish all changes to the Stormwater Manual for public review.
2. Jack Batson supported the Stormwater Ordinance and expressed concerns regarding authorizing the Stormwater Administrator to grant or deny variances. Mr. Batson requested that the Board of Commissioners review these variances also.
3. Louie Lewis gave a handout to the Board and Staff and expressed concerns with the half-acre setback on wetlands. Mr. Lewis requested following State guidelines.

Mr. Marshall Taylor, HDR Senior Project Manager, reviewed the Stormwater Manual recommended changes with the Board.

The Board gave direction to Mr. Taylor regarding those changes.

### **III. ADJOURNMENT**

Commissioner Sandifer moved to adjourn the Public Hearing at 5:51 p.m. The vote of approval was unanimous.

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Donald E. Warren, Chairman

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Deborah (Debby) Gore, Clerk to the Board

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES  
PUBLIC HEARING  
AUGUST 5, 2002  
6:00 P.M.**

**(Proposed Text Amendment Z-02-07)**

**Pursuant to notice duly advertised and posted, the Brunswick County Board of Commissioners conducted a Public Hearing on the above date at 6:00 p.m., Commissioners' Chambers, Public Assembly Building, County Government Center, Bolivia, North Carolina.**

PRESENT:                Commissioner Donald E. Warren, Chairman  
                              Commissioner May W. Moore, Vice Chairman  
                              Commissioner David R. Sandifer  
                              Commissioner Tom B. Rabon, Sr.  
                              Commissioner William M. Sue

STAFF:                    Marty K. Lawing, County Manager  
                              Steve Stone, Assistant County Manager  
                              Huey Marshall, County Attorney  
                              Mark Seagle, Assistant County Attorney  
                              Debby Gore, Clerk to the Board  
                              Margie Stephenson, Deputy Clerk  
                              Lithia E. Brooks, Director of Fiscal Operations

**I. CALL TO ORDER**

Chairman Warren called the Public Hearing to order at 6:00 p.m., and announced that the purpose of the Public Hearing was to receive public comments concerning the proposed Text Amendment Z-02-07.

Leslie Bell, Planning Director, explained that Item 1 is a text amendment to Article 4, Traditional Zoning Districts, Section 4.1(A), Rural Description Intent.

The proposed amendment addresses infrastructure and density in this Zoning District.

Mr. Bell further stated that the proposed text amendment indicates that lands in the Rural Zone rely predominantly on individual wells and septic tank systems.

Planning Staff recommends approval.

Planning Board recommends approval (unanimous 6 to 0).

**II. PUBLIC COMMENTS**

Chairman Warren asked if any members of the audience wished to address the Board of the proposed amendment.

There were no comments from the audience.

### **III. ADJOURNMENT**

Commissioner Sandifer moved to adjourn the Public Hearing at 6:01 p.m. The vote of approval was unanimous.

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Donald E. Warren, Chairman

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Deborah (Debby) Gore, Clerk to the Board

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES  
PUBLIC HEARING  
AUGUST 5, 2002  
6:15 P.M.**

**(Proposed Map Amendment Z-02-08)**

**Pursuant to notice duly advertised and posted, the Brunswick County Board of Commissioners conducted a Public Hearing on the above date at 6:15 p.m., Commissioners' Chambers, Public Assembly Building, County Government Center, Bolivia, North Carolina.**

**PRESENT:** Commissioner Donald E. Warren, Chairman  
Commissioner May W. Moore, Vice Chairman  
Commissioner David R. Sandifer  
Commissioner Tom B. Rabon, Sr.  
Commissioner William M. Sue

**STAFF:** Marty K. Lawing, County Manager  
Steve Stone, Assistant County Manager  
Huey Marshall, County Attorney  
Mark Seagle, Assistant County Attorney  
Debby Gore, Clerk to the Board  
Margie Stephenson, Deputy Clerk  
Lithia E. Brooks, Director of Fiscal Operations

**I. CALL TO ORDER**

Chairman Warren called the Public Hearing to order at 6:16 p.m., and announced that the purpose of the Public Hearing was to receive public comments concerning the proposed Map Amendment Z-02-08.

Leslie Bell, Planning Director, explained the following:

Item 1, (Z-341 – Bobby Long) is a map amendment initiated by the property owner. This change from R-6000 (Medium Density Residential) to C-LD (Commercial Low Density) would allow for commercial use of the property for a portion of Tax Parcel 21100021 beginning 3700 feet east of the southeast quadrant of Ocean Highway West (US 17) and Ocean Ridge Parkway SW and then 400 feet south, and continuing 869.39 feet south, 504.9 feet east, 1450 feet north and approximately 600 feet southwest back to the point of origin. This tract totals approximately 10.96 acres.

Planning Staff recommends approval.

Planning Board recommends approval (unanimous 5 to 0)

## **II. PUBLIC COMMENTS**

Chairman Warren asked if any members of the audience wished to address the Board of the proposed amendment.

There were no comments from the audience.

## **III. ADJOURNMENT**

Commissioner Sandifer moved to adjourn the Public Hearing at 6:18 p.m. The vote of approval was unanimous.

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Donald E. Warren, Chairman

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Deborah (Debby) Gore, Clerk to the Board

**BRUNSWICK COUNTY BOARD OF COMMISSIONERS  
OFFICIAL MINUTES  
REGULAR MEETING  
AUGUST 5, 2002  
6:30 P.M.**

**The Brunswick County Board of Commissioners met in Regular Session on the above date at 6:30 p.m., Commissioners' Chambers, Public Assembly Building, County Government Center, Bolivia, North Carolina.**

PRESENT: Commissioner Donald E. Warren, Chairman  
Commissioner May Moore, Vice-Chairman  
Commissioner David Sandifer  
Commissioner Tom B. Rabon, Sr.  
Commissioner William M. Sue

STAFF: Marty K. Lawing, County Manager  
Steve Stone, Assistant County Manager  
Huey Marshall, County Attorney  
Mark Seagle, Assistant County Attorney  
Debby Gore, Clerk to the Board  
Margie Stephenson, Deputy Clerk  
Lithia E. Brooks, Fiscal Operations Director

**I. CALL TO ORDER**

Chairman Warren called the meeting to order at 6:30 p.m.

**II. INVOCATION/PLEDGE OF ALLEGIANCE**

Commissioner Sue gave the Invocation and led the Pledge of Allegiance.

**III. ADJUSTMENTS/APPROVAL OF AGENDA**

Chairman Warren asked if there were any adjustments to the agenda. The following adjustments were made:

1. Chairman Warren requested to add a Library Board (at-large) appointment as Item #4 under Board Appointments.
2. Chairman Warren requested to add the appointment of a Voting Delegate for the NCACC Conference as item #1 under Other Business.
3. Chairman Warren requested to add a Resolution of Support of Reconstructing the Flow of the Shallotte River as item #2 under Other Business.
4. Commissioner Sandifer moved to at an appointment to the Rescue Funding Committee as item #5 under Board Appointments.



Commissioner Sandifer moved to approve the agenda with the adjustments included. The vote of approval was unanimous.

#### **IV. PUBLIC COMMENTS**

Chairman Warren asked if there was anyone in the audience who wished to speak regarding any item on the agenda or any matter that was not included in the agenda. The following citizens addressed the Board:

1. Louie Lewis requested construction of a shelter over the walkway from the Courthouse parking lot for use in inclement weather.

#### **V. APPROVAL OF CONSENT AGENDA**

Commissioner Sandifer moved to approve the Consent Agenda. The vote of approval was unanimous. The following items were approved:

**A. Minutes**

- 1) Public Hearing Minutes of July 1, 2002 4:45 p.m.
- 2) Public Hearing Minutes of July 1, 2002 5:00 p.m.
- 3) Public Hearing Minutes of July 1, 2002 5:15 p.m.
- 4) Public Hearing Minutes of July 1, 2002 5:30 p.m.
- 5) Public Hearing Minutes of July 1, 2002 5:45 p.m.
- 6) Public Hearing Minutes of July 1, 2002 6:15 p.m.
- 7) Regular Meeting Minutes of July 1, 2002

**B. Tax Matters**

- 1) Approval of March 2002 Motor Vehicle Valuation & Levy
- 2) Approval of Fire Fee Releases for July 2002
- 3) Approval of Tax Releases for July 2002

**C. Finance – FY 2001-2002**

We are in receipt of the following FY 2002-2003 budget amendment requests:

- 1) Sheriff's Department

\$23,272 Increase

Insurance Refund Proceeds (FY 01-02) Fund Balance

This amendment represents the amount we received in FY 2001-2002 for Sheriff vehicles that were totaled in accidents. The Sheriff has requested these funds be appropriated in order to procure replacement vehicles. County funds are not involved.

- 2) Sheriff's Department

\$4,993 Increase

State Drug Seizure Funds (FY 01-02) Fund Balance

This amendment represents the amount collected in excess of budget for the State Drug Seizure program. These funds must be utilized by the Sheriff for issues related to drug investigations. County funds are not involved.

We request the Board's concurrence to amend the FY 2002-2003 Budget Ordinance accordingly.

**D. Road Petition**

- 1) Request approval of SR-2 Resolution for Red Snapper St., Sandy Shoal Subdivision.
- 2) Request approval of SR-2 Resolution for Blockhouse Road SE.

## **VI. PRESENTATIONS**

**1) Truth In Youth Representative Lloyd Radcliff (Capacity Building Grant Application)**

Mr. Lloyd Radcliff gave an overview of the Truth in Youth Family Services and explained that the Capacity Building Grant totaled \$75,000 which will allow a 16 unit housing facility to house up to 32 homeless and disabled individuals and families. This housing also provides supportive services such as, case management, transportation, job readiness and referral services. Mr. Radcliff explained that Truth in Youth must have a municipality or local government to administer the funds. Mr. Radcliff stated that the \$55,000 requested at the June 3, 2002 Regular Meeting, will decrease to \$35,000 because of this grant.

Commissioner Sue moved to approve the request to administer the funds.

Vice-Chairman Moore asked for an explanation of “managing the funds”. Mr. Radcliff explained that “managing the funds” requires making sure that Truth and Youth spends the money in the manner explained in the grant application. Truth in Youth would submit expenses to the County; the County would receive the funds and issue checks. Mr. Radcliff added that there is a ten per cent (10%) allowance for administrating the grant.

The Fiscal Operations Director asked for the total projected project amount. Mr. Radcliff answered “between \$1.1 and \$1.2 million.”

Vice-Chairman Moore explained that Truth in Youth was not previously funded due to non-submission of the non-profit budget, sources of funds, goals or business plan. Mr. Radcliff stated that he received the packet from the Fiscal Operations Department, returned it via the U.S. Postal Service, and kept a copy at his office. Ms. Brooks, Fiscal Operations Director, stated that the Fiscal Operations Department had not received the Non-Profit packet and asked Mr. Radcliff to send another copy of these forms.

The County Attorney explained that the County is allowed one Capacity Building and asked does the County currently have a Capacity Building Grant? The Fiscal Operations Director answered no.

Commissioner Sue restated the motion to approve the application for \$75,000 and that the County acts as the “pass-through” for this grant. Mr. Radcliff explained that the application deadline is August 16, 2002.

There was discussion concerning the \$35,000 that was previously requested.

The following discussion took place:

Sue: The original request was for \$55,000.

Radcliff: Correct

Sue: There were changes because the initial property would not work because it lacked water and sewer and that property was donated so you had to go back and put in your budget, the purchase price of property that had water and sewer.

Radcliff: Correct

Sue: In order to make the whole project go through, you've already been approved for \$500,000 from HUD.

Radcliff: Correct

Sue: In order to make it come to fruition, you will need \$35,000 matched from the County.

Radcliff: Correct, if we do not receive it from the County, we are seeking additional grant funding and other funding from additional sources. It is our hope to have the County as a partner in this endeavor.

Sue: When do you need a letter of commitment for the \$35,000 in order to keep the project going? When is the deadline for that commitment?

Radcliff: The HUD application is an on-going process, different deadlines for different parts. The application can be extended indefinitely, but we would like to have it as soon as possible. Hopefully, by the time we submit this application, we will have that funding or a response from the County so if needed, we can seek additional funding for that portion.

Sue: My point is, as soon as we have the documentation in hand that is submitted by non-profit organizations, we will discuss that request at that time.

Brooks: Do you have a project plan or a business plan?

Radcliff: Yes.

Brooks: That information will need to be included in that packet.

Brooks: Does the August 16, 2002 deadline require any formal action from the Board in terms of local match or any other government entity?

Radcliff: No.

Moore: Do we have to take action tonight, because I am hesitant to take action without receiving the financial plan and documentation that has been requested since March.

Radcliff: Up to ten percent (10%) of the grant award can be used for administration.

Rabon: Who makes that decision?

Brooks: That decision would have to be made once the application is complete.

Radcliff: Correct and it will be part of the budget.

Moore: Do we have to take action tonight because I am still hesitant to take action without receiving a financial plan and documentation of budgets that have been requested since March?

Sue: We are not passing any money tonight; Mr. Radcliff will have to present the documents before the other request is considered.

Moore: It will not cost the County to administer this grant?

Warren: The County will be the "pass-through" and Mr. Radcliff will have to determine if the \$35,000 will come from the County or other funding sources.

Radcliff: Up to ten percent (10%) of the total grant award could be used for administration.

Rabon: Who makes that decision?

Brooks: That decision would have to be made once the application is complete.

Radcliff: Correct

The vote of approval was unanimous.

## **VII. ADMINISTRATIVE REPORT**

### **1. Planning – Text Amendment Z-02-07 – (*Leslie Bell*)**

Staff recommends that the Board of Commissioners consider approving second reading and adoption of Text Amendment Z-02-07.

Commissioner Sandifer moved to approve second reading and adoption of Text Amendment Z-02-07. The vote of approval was unanimous.

**2. Planning – Map Amendment Z-02-08 – (*Leslie Bell*)**

Staff recommends that the Board of Commissioners consider approving second reading and adoption of Map Amendment Z-02-08.

Chairman Warren moved to approve second reading and adoption of Map Amendment Z-02-08. The vote of approval was unanimous.

**3. Regional Wastewater Interlocal Agreement – (*Marty Lawing*)**

Staff recommends that the Board of Commissioners consider approving a Sewer Service Agreement with the Town of Holden Beach.

Commissioner Sandifer moved to approve the Sewer Service Agreement with the Town of Holden Beach. The vote of approval was unanimous.

The Mayor and representatives from the Town of Holden Beach signed the agreement.

**4. St. James Wastewater – (*Marty Lawing*)**

Staff recommends that the Board of Commissioners consider approving the St. James Wastewater Agreement.

Vice-Chairman Moore moved to approve the St. James Wastewater Agreement. The vote of approval was unanimous.

Representatives from St. James Inc. signed the agreement.

**5. Board of Education Wastewater Agreement – (*Marty Lawing*)**

Staff recommends that the Board of Commissioners consider approving the Resolution for the assignment of the sewer contract for the Virginia Williamson School.

There was discussion regarding the grease trap at the school site.

Commissioner Sandifer moved to approve the Resolution for the assignment of the Sewer Contract for the Virginia Williamson School. The vote of approval was 4 ayes (Sandifer, Warren, Rabon and Moore, 1 nay, Sue).

**6. Stormwater Quality Management and Discharge Control Ordinance – (*Marty Lawing*)**

Staff recommends that the Board of Commissioners consider discussing public input received on the Stormwater Ordinance and Manual and direct staff on desired amendments to the proposed documents.

There was discussion regarding revisions concerning the buffer requirement, disturbance of an acre and the fee schedule to cover the cost of the program.

The Board gave direction to Staff to present the Manual and Ordinance by September 2002 and post on the County website or HDR website for public access.

Commissioner Sue moved to index the Stormwater Ordinance to the State Standards, in both applications and riparian buffers. The vote of approval was three ayes (Sue, Warren and Rabon) 2 noes (Sandifer and Moore).

**7. Emergency Communications Proposal – (*Marty Lawing*)**

Staff recommends that the Board of Commissioners consider approving the 3-Year Lease Agreement with Smartlink and the associated 2002-2003 Budget Amendment.

The County Manager explained that the total first year costs to lease and construct the system (capital and recurring costs) would be \$1,435,785.00. The FY 2002-2003 Budget includes \$1,100,000.00 for the project. Mr. Lawing further recommended that the additional funds in the amount of \$335,785.00 come from Regular Contingency.

Commissioner Sue moved to approve the Emergency Communications Proposal with Smartlink Radio Networks Inc. and the associated Budget Amendment with additional funds to come from Regular Contingency in the amount of \$335,785.00. The vote of approval was unanimous.

**8. Reorganization Plan – (Marty Lawing)**

Staff recommends that the Board of Commissioners consider approving Phase II of the Reorganization Plan as presented.

The County Manager explained Phase II proposes to consolidate Emergency Management, Emergency Medical Services and E911 Communications, move the Utility Billing and Collection function from Public Utilities to the Finance Department, Consolidate Operation Services and Housekeeping.

Commissioner Sandifer moved to approve Phase II of the Reorganization Plan. The vote of approval was unanimous.

**9. Old Courthouse Space Recommendation – (Marty Lawing)**

Staff recommends that the Board of Commissioners consider approving the Space Needs Assessment Committee recommended plan for the old Courthouse (Building I) and Buildings G, A and L.

Commissioner Sandifer moved to approve the Old Courthouse Space Utilization Plan. The vote of approval was unanimous.

**10. EMS Unit Relocation – (Marty Lawing)**

Staff recommends that the Board of Commissioners consider approving the relocation of Medic 11 from the Base Station in Bolivia to Station 23 in Shallotte.

Commissioner Sandifer moved to approve the relocation of Medic 11 from the Base Station in Bolivia to Station 23 in Shallotte.

**11. Courthouse Security Policy–(Marty Lawing)**

Staff recommends that the Board of Commissioners consider adopting a security and access policy for the new County Courthouse.

Rex Gore, District Attorney, discussed issues including level of security, card reader system, costs, responsibilities and misuse of the policy.

Mr. Gore was requested to get responses from elected Courthouse officials with respect to penalties for misuse.

**12. Department of Natural Resources: CAMA Permits – (Marty Lawing)**

Staff recommends that the Board of Commissioners consider approving the contract with the North Carolina Department of Natural Resources for administration of the CAMA Minor Permit Program.

Commissioner Sue moved to approve the contract with the NC Department of Natural Resources for administration of the CAMA Minor Permit Program. The vote of approval was unanimous.

**13. Beaver Management Assistance Program – (Marty Lawing)**

Staff recommends that the Board of Commissioners consider approving participation in Beaver Management Program.

Commissioner Sue moved to approve the participation in Beaver Management Program. The vote of approval was unanimous.

**14. Southeastern Mental Health Property Acquisition – (*Marty Lawing*)**

Staff recommends that the Board of Commissioners consider approving a Resolution of Agreement to concur with Southeastern Center for Mental Health's land purchase request.

Commissioner Sandifer moved to approve the Resolution of Agreement to concur with Southeastern Center for the Mental Health land purchase request. The vote of approval was unanimous.

**15. Work First Block Grant Plan – (*Jamie Orrock*)**

Staff recommends that the Board of Commissioners consider approving the recommended committee members to assist in the development of the Work First Block Grant Plan.

Commissioner Rabon moved to appoint the Work First Block Grant Committee and for Brunswick County to remain a Standard County. The vote of approval was unanimous.

**16. Utilities Contract – Town of Caswell Beach – (*Lee Smith*)**

Staff recommends that the Board of Commissioners consider approving the Water System Operation and Maintenance Contract with the Town of Caswell Beach.

Commissioner Sue moved to approve the Water System Operation and Maintenance Contract with the Town of Caswell Beach. The vote of approval was unanimous.

**17. Planning – Shoreline Access Plan Update – (*Leslie Bell*)**

Staff recommends that the Board of Commissioners consider approving CAMA Local Planning and Management Grant Award in the amount of \$13,000 and the Associated Budget Amendment.

Commissioner Sandifer moved to approve the Shoreline Access Plan and the associated Budget Amendment. The vote of approval was unanimous.

**18. Public Housing – Community Revitalization (*Vonnie Fulwood*)**

Staff recommends that the Board of Commissioners consider authorizing Public Housing to submit an Application for the 2003-2004 Community Revitalization and schedule an initial Public Hearing for August 19, 2002.

Commissioner Sue moved to approve the authorization of Public Housing to submit an application for the 2003-2004 Community Revitalization and set a Public Hearing for August 19, 2002 at 6:15 p.m. The vote of approval was unanimous.

**19. Finance – Brunswick County Schools – Capital Project Ordinance (*Lithia Brooks*)**

Staff recommends that the Board of Commissioners consider amending the Brunswick County School Capital Project Ordinance as presented.

Lithia Brooks, Fiscal Operations Director, explained the Brunswick County School Capital Project Ordinance and stated that County funds are not involved.

Commissioner Sandifer moved to approve the Capital Project Ordinance for Brunswick County Schools. The vote of approval was unanimous.

## **VIII. BOARD APPOINTMENTS**

### **1. North Brunswick Sanitary District**

Commissioner Sue nominated Perry G. Davis. Commissioner Sandifer moved to close the nominations. The vote of approval was unanimous. Commissioner Sandifer moved to approve the appointment of Perry Davis. The vote of approval was unanimous. Mr. Perry will fill the unexpired term of Douglas Smith and will serve until the next district election.

### **2. Board of Adjustment ETJ Representative - Town of Carolina Shores**

Chairman Warren nominated Linda Miller as the ETJ Representative for the Carolina Shores Board of Adjustment. Commissioner Sandifer moved to close the nominations. The vote of approval was unanimous. Commissioner Sandifer moved to approve the appointment of Linda Miller. The vote of approval was unanimous.

### **3. Planning and Zoning Board ETJ Representative, Town of Calabash**

Chairman Warren nominated Alton Watts and Mildred DeMarco. Commissioner Sandifer moved to close the nominations. The vote of approval was unanimous. Commissioner Sandifer moved to approve the appointments of Alton Watts and Mildred DeMarco. The vote of approval was unanimous. Mr. Watts and Ms. DeMarco will serve as ETJ Representatives of the Town of Calabash Planning and Zoning Board.

### **4. Library Board (added under Adjustments to the Agenda)**

Chairman Warren nominated Marylin Searby. Commissioner Sandifer moved to close the nominations. The vote of approval was unanimous. Commissioner Sandifer moved to approve the appointment of Marylin Searby. The vote of approval was unanimous. Ms. Searby was re-appointed to serve another three-year term that will expire July 1, 2005.

### **5. Rescue Funding Committee (added under Adjustments to the Agenda)**

Commissioner Sandifer nominated Frank Dilworth. Commissioner Sue moved to close the nominations. The vote of approval was unanimous. Commissioner Sue moved to approve the appointment of Frank Dilworth. The vote of approval was unanimous. Mr. Dilworth will fill the unexpired term of Keith Sawyer (resigned).

## **IX. COUNTY ATTORNEY'S REPORT**

### **1. Deed of Dedication and Affidavit Hoods Creek Village Section 5**

To consider approval of waterlines in Section 5.

Commissioner Sue moved to approve the Deed of Dedication and Affidavit for Hoods Creek Village, Section 5. Total asset information is \$115,578.28. The vote of approval was unanimous.

### **2. Rescue squad franchises and agreements**

To consider approval of rescue squad and franchises agreements as advertised.

Commissioner Sandifer moved to approve the Rescue Squad Franchises and Agreements. The vote of approval was unanimous.

### **3. Water Emergency Ordinance**

To consider approval of an ordinance to be prepared in case of extended period of drought.

The County Attorney discussed the proposed ordinance. The Board gave direction to the County Attorney to continue the procedures for adopting the proposed ordinance.

### **4. Internet and E-Mail Acceptable Use Policy**

To consider approval of policy regarding County employee's use of their computers.

The County Attorney explained the policy to the Board of Commissioners.

Vice-Chairman Moore moved to approve the Internet and E-Mail Acceptable Use Policy. The vote of approval was unanimous.

**5. Excess computer equipment in Cooperative Extension office**

To approve donation of computer terminals to other counties that are using the same system. Vice-Chairman Moore moved to declare excess computer equipment in the Cooperative Extension office and approve donation to other Counties using the same computer system. The vote of approval was unanimous.

**6. Nature Conservancy request to add four additional lots to original exchange**

To consider adding four 0.37 acre lots for the surveyed community center site in BSL. The County Attorney explained the Property Exchange Program with the Town of Boiling Spring Lakes.

Commissioner Sandifer moved to convey the property to the Nature Conservancy. The vote of approval was unanimous.

**7. Closed Session**

**7:52 p.m.** Commissioner Sandifer moved to enter Closed Session pursuant to G.S. 143-318.10 (a) (3) and (a) (5). The vote of approval was unanimous.

**Reconvened**

**10:00 p.m.** Chairman Warren called the Open Session back to order and announced that no official action was taken, recommendations were made and no action will be made until discussion with other parties.

**X. OTHER BUSINESS/INFORMAL DISCUSSION**

**1. Voting Delegate to NCACC Conference (added under Adjustments to the Agenda)**

Chairman Warren nominated Tom Rabon as the Voting Delegate to the North Carolina Association of County Commissioners Conference. Commissioner Sandifer moved to close the nominations. The vote of approval was unanimous. Commissioner Sandifer moved to approve the appointment of Tom Rabon. The vote of approval was unanimous.

**2. Resolution of Support of Reconstructing the Flow of the Shallotte River  
(added under Adjustments to the Agenda)**

Chairman Warren requested adoption of a Resolution of Support of Reconstructing the flow of the Shallotte River.

Commissioner Rabon moved to approve the Resolution. The vote of approval was unanimous. The Clerk was directed to forward the Resolution to Congressman McIntyre.

**RESOLUTION IN SUPPORT OF RECONSTRUCTING**

**THE FLOW OF THE SHALLOTTE RIVER**

**WHEREAS**, the Shallotte River serves as the primary drainage point for a considerable land area of Brunswick County; and

**WHEREAS**, the Shallotte River drainage basin has experienced development that is about three times the rate of the remainder of North Carolina; and



**WHEREAS**, the Shallotte River was last dredged in 1989 to a depth of four feet and a width of thirty-six feet, and time and interference has taken their toll on the flow of the Shallotte River, and being a tidal river, the rate of flow has never been constant or powerful; and

**WHEREAS**, Section 107 of the River and Harbor Act of the U. S. Congress provides authority for the U. S. Corps of Engineers to develop and construct small navigation projects, and in order to deepen the Shallotte River to six feet, a local governing body will need to formally request the Corps to undertake to study this project to remove tidal bars that block or impede the normal water flow from the marsh flats that surround the river and serve as its spawning grounds and its natural filters, purposes that have been frustrated in recent years because of the sand accretion; and

**NOW, THEREFORE**, the Brunswick County Board of Commissioners are hereby resolved to formally request that the United States Corps of Engineers undertake a study to examine the feasibility of reconstructive dredging in the near future for the Shallotte River; and

**BE IT THEREFORE FURTHER RESOLVED** that this resolution is to be published to its Federal and State legislative delegations.

This the 5<sup>th</sup> day of August 2002

Brunswick County Board of Commissioners

s/Donald E. Warren, Chairman

Attest:

s/Deborah S. (Debby) Gore  
Clerk to the Board

## **XI. ADJOURNMENT**

Commissioner Sue moved to adjourn the Regular Meeting at 10:01 p.m. The vote of approval was unanimous.

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Donald E. Warren, Chairman

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Deborah (Debby) Gore, Clerk to the Board